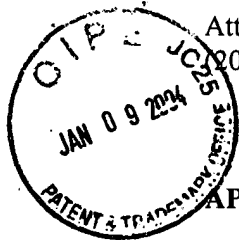Atty. Docket: 2500 DIV2 CON2 DIV3 CON2
03-3515 DIV2 CON2 DIV3 CON2)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Peter M. Bonutti   EXAMINER: TBA

SERIAL NO.: 10/662,923   GROUP UNIT: TBA

FILED: September 15, 2003   DATED: January 7, 2004

FOR: **FLUID OPERATED RETRACTORS**

Mail Stop Non-Fee Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL FORM

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ ]   Small entity status of this application under 37 C.F.R. § 1.9 and 1.27 has been established by a verified statement previously submitted.

[ ]   A verified statement to establish small entity under 37 C.F.R. § 1.9 and 1.27 is enclosed.

[X]   No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT	(Col. 2) HIGHEST NO. PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA	SMALL ENTITY RATE	SMALL ENTITY ADDIT. FEE	OR	OTHER THAN SMALL ENTITY RATE	OTHER THAN SMALL ENTITY ADDIT. FEE
TOTAL	8* MINUS	20**	= 0	X 9	$		X 18	$0
INDEP.	1* MINUS	3**	= 0	X 42	$		X 84	$ 0
☐ FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				X 140	$		X 280	$ 0
				TOTAL ADDIT. FEE	$0	OR TOTAL		$0

* If the entry in Co. 1 is less than entry in Col. 2, write "0" in Col. 3.
** If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, enter "20".
*** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
    The Highest No. Previously Paid For" (Total or indep.) is the highest number found in the appropriate box in
    Col. 1 of a prior amendment or the number of claims originally filed.

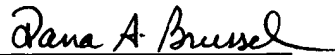### CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

    I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Mail Stop Non-Fee Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 7, 2004.

Dated: January 7, 2004   *Dana A. Brussel*
                               Dana A. Brussel

[ ] Please charge Deposit Account No. 50-2140 in the amount of $___. Two (2) copies of this sheet are enclosed.

[ ] A check in the amount of $_____ is enclosed.

[X] Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. §1.16 and/or 1.17 at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 50-2140. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-2140 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.
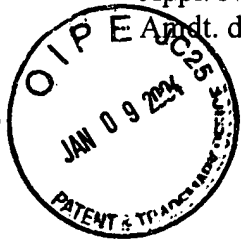
Respectfully submitted,

Dana A. Brussel

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DAB/jjp

Appl. No. 10/662,923
Amdt. dated January 7, 2004

Atty. Docket: 2500 DIV2 CON2 DIV3 CON2
(203-3515 DIV2 CON2 DIV3 CON2)

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Commissioner for Patents
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Alexandria, VA 22313-1450

PRELIMINARY AMENDMENT

Sir:

Prior to examination, please amend the above-identified application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 5 of this paper.